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Corporation and Wells Fargo Bank, N.A*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

FEDERAL HOME LOAN MORTGAGE
CORPORATION; WELLS FARGO BANK,
N.A., a national banking association;

Plaintiffs,

vs.

SPICE CAP MANAGEMENT INC., a Nevada
corporation; GRAND CANYON VILLAGE
HOMEOWNERS ASSOCIATION, a Nevada
nonprofit corporation; ATC ASSESSMENT
COLLECTION GROUP, LLC, a California
limited-liability company; POS
INVESTMENTS LLC, a domestic limited-
liability company;

Defendants.

POS INVESTMENTS LLC, a domestic
limited-liability company;

Counterclaimant,

vs.

FEDERAL HOME LOAN MORTGAGE
CORPORATION; WELLS FARGO BANK,
N.A., a national banking association;

Counter Defendants.

Case No.: 2:17-cv-01665-APG-VCF

**STIPULATION AND ORDER TO
DISMISS DEFENDANT GRAND
CANYON VILLAGE HOMEOWNERS
ASSOCIATION WITHOUT
PREJUDICE**

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1 Plaintiffs Federal Home Loan Mortgage Corporation and Wells Fargo Bank, N.A.
2 (“Plaintiffs”) and Defendant Grand Canyon Village Homeowners Association (the “HOA”), by
3 and through counsel, hereby stipulate and agree as follows:


4 WHEREAS, the above-captioned action concerns an NRS 116 foreclosure sale
5 involving that real property in Clark County, Nevada with APN 125-07-715-340, commonly
6 known as 8250 North Grand Canyon Drive, #2168, Las Vegas, Nevada 89166 (the “Property”);

7 WHEREAS, Plaintiffs filed their First Amended Complaint on January 12, 2018,
8 alleging several causes of action against the HOA; and

9 WHEREAS, the HOA disclaims any interest in the Property other than its ongoing
10 rights to enforce the governing documents including the Declaration of Covenants, Conditions
11 and Restrictions and Reservations of Easements (“CC&Rs”).

12 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED that Plaintiffs’
13 claims are dismissed without prejudice as to the HOA only, with each party to bear their own
14 fees/costs.

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17 **IT IS SO ORDERED.**
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UNITED STATES DISTRICT JUDGE
Dated: January 23, 2020.

1 **IT IS SO STIPULATED.**

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3 DATED January 22, 2020.

4 SNELL & WILMER L.L.P.

5 By: /s/ Holly E. Cheong
6 Kelly H. Dove, Esq.
7 (Nevada Bar No. 10569)
8 Holly E. Cheong, Esq.
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10 SNELL & WILMER L.L.P.
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14 Telephone: (702) 784-5200
15 Attorneys for Plaintiffs/Counter
16 Defendants Federal Home Loan
17 Mortgage Corporation and Wells Fargo
18 Bank, N.A.

 DATED January 22, 2020.

 TYSON & MENDES

 By: /s/ Margaret E. Schmidt
 Margaret E. Schmidt, Esq.
 (Nevada Bar No. 12489)
 3960 Howard Hughes Parkway
 Suite 600
 Las Vegas, Nevada 89169
 Telephone: (702) 724-2648
 Attorneys for Defendant Grand Canyon
 Village Homeowners Association

16 **ORDER**

18 **IT IS SO ORDERED.**

21 _____
 UNITED STATES DISTRICT JUDGE

23 DATED: _____